

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
NORTHERN DIVISION

WILFRED DREXAL DAVIS

PLAINTIFF

v.

No. 3:19-cv-365-DPM-JTR

DALE COOK, Sheriff, Mississippi  
County Detention; McCLAIN,  
Lieutenant, Mississippi County  
Detention; SAYER, Sergeant, Mississippi  
County Detention; and BURNETT,  
Sergeant, Mississippi County Detention

DEFENDANTS

ORDER

On *de novo* review, the Court adopts Magistrate Judge Ray's partial recommendation, *No* 9, and overrules Davis's objections, *No* 12. FED. R. CIV. P. 72(b)(3). Davis may proceed with his excessive force claims against Sayer and Burnett in their individual capacities. His claims against McClain and Cook are dismissed without prejudice, as are his official-capacity claims against Sayer and Burnett.

So Ordered.

D.P. Marshall Jr.  
D.P. Marshall Jr.  
United States District Judge

30 January 2020